

not legislation that has never been considered in the House or the Senate ought to be included in a conference report. Democrats say no; no, we should not allow that.

The second vote will be about whether we permit Members of the Senate to offer legislation, whether it is on appropriations or authorization bills, without the encumbrance of a Rules Committee, a right that, by all description, was anticipated by the Founding Fathers.

I hope we can adopt the amendment I have offered. I hope we will reject the overturning of the Chair on rule XVI. I hope we can work together to accomplish more in a bipartisan fashion in a way that will allow all Senators to be heard and to contribute.

I yield the floor.

Mr. HATCH. Mr. President, I noted that Senator DASCHLE used a quotation from a statement I made last fall concerning the Omnibus Appropriations bill for fiscal year 1990 in his arguments for his amendment to S. Res. 160.

I am flattered that he felt my words were of such import that he had them blown up to poster size and displayed them for all to see. I wish he would do that with all of my speeches.

In this case, however, I just wish he had quoted the entire statement. Although I, like many of our colleagues, expressed genuine frustration with the unusual process that resulted in the Omnibus Appropriations bill, my statement also defends it as necessary to prevent a devastating government shutdown. I regret that Senator DASCHLE took this excerpt out of context. Those who read my entire statement will see that it provides a much different position than what the Minority Leader suggests by excerpting this small section.

Mr. DOMENICI. I ask for the yeas and nays on the pending amendment.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

The PRESIDING OFFICER. The question is on agreeing to amendment No. 1343. The yeas and nays have been ordered. The clerk will call the roll.

The legislative assistant called the roll.

Mr. NICKLES. I announce that the Senator from Arizona (Mr. MCCAIN) and the Senator from Ohio (Mr. VOINOVICH) are necessarily absent.

The PRESIDING OFFICER (Mr. FITZGERALD). Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 47, nays 51, as follows:

[Rollcall Vote No. 221 Leg.]

YEAS—47

Akaka	Bingaman	Byrd
Baucus	Boxer	Cleland
Bayh	Breaux	Conrad
Biden	Bryan	Daschle

Dodd	Kennedy
Dorgan	Kerrey
Durbin	Kerry
Edwards	Kohl
Feingold	Landrieu
Feinstein	Lautenberg
Graham	Leahy
Hagel	Levin
Harkin	Lieberman
Hollings	Lincoln
Inouye	Mikulski
Johnson	Moynihan

NAYS—51

Abraham	Enzi	Mack
Allard	Fitzgerald	McConnell
Ashcroft	Frist	Murkowski
Bennett	Gorton	Nickles
Bond	Gramm	Roberts
Brownback	Grams	Santorum
Bunning	Grassley	Sessions
Burns	Gregg	Shelby
Campbell	Hatch	Smith (NH)
Chafee	Helms	Smith (OR)
Cochran	Hutchinson	Snowe
Collins	Hutchison	Specter
Coverdell	Inhofe	Stevens
Craig	Jeffords	Thomas
Crapo	Kyl	Thompson
DeWine	Lott	Thurmond
Domenici	Lugar	Warner

NOT VOTING—2

McCain	Voinovich
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The amendment (No. 1343) was rejected.

Mr. LOTT. Mr. President, I move to reconsider the vote.

Mr. NICKLES. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

The PRESIDING OFFICER. The question is on agreeing to the resolution.

There are two minutes equally divided.

Who yields time?

Mr. COVERDELL. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

Mr. REID. Mr. President, we yield our time.

The PRESIDING OFFICER. If all time is yielded, the question is on agreeing to the resolution. On this question, the yeas and nays have been ordered, and the clerk will call the roll.

The legislative clerk called the roll.

Mr. NICKLES. I announce that the Senator from Ohio (Mr. VOINOVICH) and the Senator from Arizona (Mr. MCCAIN) are necessarily absent.

The result was announced—yeas 53, nays 45, as follows:

[Rollcall Vote No. 222 Leg.]

YEAS—53

Abraham	Craig	Helms
Allard	Crapo	Hutchinson
Ashcroft	DeWine	Inhofe
Baucus	Domenici	Jeffords
Bennett	Enzi	Kyl
Bond	Fitzgerald	Lott
Brownback	Frist	Lugar
Bunning	Gorton	Mack
Burns	Gramm	McConnell
Campbell	Grams	Moynihan
Chafee	Grassley	Murkowski
Cochran	Gregg	Nickles
Collins	Hagel	Roberts
Coverdell	Hatch	Roth

Santorum	Smith (OR)	Thompson
Sessions	Snowe	Thurmond
Shelby	Stevens	Warner
Smith (NH)	Thomas	

NAYS—45

Akaka	Feingold	Levin
Bayh	Feinstein	Lieberman
Biden	Graham	Lincoln
Bingaman	Harkin	Mikulski
Boxer	Hollings	Murray
Breaux	Hutchison	Reed
Bryan	Inouye	Reid
Byrd	Johnson	Robb
Cleland	Kennedy	Rockefeller
Conrad	Kerrey	Sarbanes
Daschle	Kerry	Schumer
Dodd	Kohl	Specter
Dorgan	Landrieu	Torricelli
Durbin	Lautenberg	Wellstone
Edwards	Leahy	Wyden

NOT VOTING—2

McCain	Voinovich
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The resolution (S. Res. 160) was agreed to, as follows:

S. RES. 160

Resolved, That the presiding officer of the Senate should apply all precedents of the Senate under rule 16, in effect at the conclusion of the 103d Congress.

Mr. LOTT. Mr. President, I move to reconsider the vote.

Mr. GORTON. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

JUVENILE JUSTICE REFORM ACT OF 1999

Mr. LOTT. Mr. President, I ask unanimous consent that the cloture vote scheduled for this evening be vitiated and that the Senate now turn to H.R. 1501.

The PRESIDING OFFICER. Without objection, it is so ordered.

The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (H.R. 1501) to amend the Omnibus Crime Control and Safe Streets Act of 1968 to provide grants to ensure increased accountability for juvenile offenders; to amend the Juvenile Justice and Delinquency Prevention Act of 1974 to provide quality prevention programs and accountability programs relating to juvenile delinquency; and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

AMENDMENT NO. 1344

(Purpose: In the nature of a substitute)

Mr. LOTT. Mr. President, I send an amendment to the desk to the pending juvenile justice bill.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Mississippi [Mr. LOTT] proposes an amendment numbered 1344.

(The text of the amendment is located in today's RECORD under "Amendments Submitted.")

CLOTURE MOTION

Mr. LOTT. Mr. President, I send a cloture motion to the desk to the pending amendment.

The PRESIDING OFFICER. The cloture motion having been presented

under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

CLOTURE MOTION

We the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the substitute to Calendar No. 165, H.R. 1501, the juvenile justice bill:

Trent Lott, Frank Murkowski, Chuck Hagel, Bill Frist, Jeff Sessions, Rick Santorum, Ben Nighthorse Campbell, Christopher Bond, Orrin G. Hatch, John Ashcroft, Robert F. Bennett, Pat Roberts, Jim Jeffords, Arlen Specter, Judd Gregg, and Connie Mack.

CLOTURE MOTION

Mr. LOTT. Mr. President, I now send another cloture motion to the desk to the pending bill.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

CLOTURE MOTION

We the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on Calendar No. 165, H.R. 1501, the juvenile justice bill:

Trent Lott, Frank Murkowski, Chuck Hagel, Bill Frist, Jeff Sessions, Rick Santorum, Ben Nighthorse Campbell, Christopher Bond, Orrin G. Hatch, John Ashcroft, Robert F. Bennett, Pat Roberts, Jim Jeffords, Arlen Specter, Judd Gregg, and Connie Mack.

AMENDMENT NO. 1345 TO AMENDMENT NO. 1344

Mr. LOTT. Mr. President, I send an amendment to the desk to the pending substitute.

The PRESIDING OFFICER. The clerk will report the amendment.

The legislative clerk read as follows:

The Senator from Mississippi [Mr. LOTT] proposes an amendment numbered 1345 to amendment No. 1344.

Mr. LOTT. Mr. President, I ask unanimous consent that the reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

In the substitute add the following:

This bill will become effective 1 day after enactment.

Mr. LOTT. I now ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

AMENDMENT NO. 1346 TO AMENDMENT NO. 1345

Mr. LOTT. Mr. President, I send a second-degree amendment to the desk.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Mississippi [Mr. LOTT] proposes an amendment numbered 1346 to amendment No. 1345.

Mr. LOTT. Mr. President, I ask unanimous consent that the reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

In the amendment to the substitute add the following:

The bill will become effective 2 days after enactment.

AMENDMENT NO. 1347

Mr. LOTT. Mr. President, I send an amendment to the desk to the language proposed to be stricken.

The PRESIDING OFFICER. The clerk will report the amendment.

The legislative clerk read as follows:

The Senator from Mississippi [Mr. LOTT] proposes an amendment numbered 1347 to the language of the bill proposed to be stricken.

Mr. LOTT. Mr. President, I ask unanimous consent that the reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

In the bill add the following:

The bill will become effective 3 days after enactment.

Mr. LOTT. I now ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

AMENDMENT NO. 1348 TO AMENDMENT NO. 1347

Mr. LOTT. Finally, Mr. President, I send a second-degree amendment to the desk.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Mississippi [Mr. LOTT] proposes an amendment numbered 1348 to amendment No. 1347.

Mr. LOTT. Mr. President, I ask unanimous consent that the reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

In the amendment to the bill add the following:

The bill will become effective 4 days after enactment.

Mr. LOTT. Mr. President, for the information of all Senators, I have filled the tree on the juvenile justice bill with the text of the Senate bill in an effort to send this bill to conference. The cloture vote on the pending amendment will occur on Wednesday morning.

I ask unanimous consent that the cloture vote occur at 9:45 a.m. on Wednesday and that the mandatory quorum under rule XXII be waived.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. LOTT. It is interesting to note, Mr. President, that after a lot of concern or even complaints about the process of filling up the tree, here I am having to do that in order to go to conference. In this case, I am sure the Democrats and the Republicans support this effort so we can get this legis-

lation to conference for its consideration. This is a perfect example of the majority leader sometimes having to use this type of technique.

Mr. LEAHY. Mr. President, I came to the floor last Wednesday to demonstrate the seriousness with which Senate Democrats take the matters included in S. 254, the Hatch-Leahy juvenile justice bill. I took the extraordinary step of propounding a unanimous-consent request to move the Senate to a House-Senate conference. I talked to the Majority Leader and the Chairman of the Judiciary Committee in advance of making the unanimous-consent request. I noted the history of this measure and the need to move to conference expeditiously if we are to have these programs in place before school resumes in the fall in the course of my colloquy with the Majority Leader last week.

The Hatch-Leahy juvenile justice bill, S. 254, passed the Senate after 2 weeks of open debate and after significant improvements over two months ago, on May 20, by a strong bipartisan vote of 73-25. More than one month ago, on June 17, the House passed its version of juvenile justice legislation but chose not to take up the Senate bill and insert its language, as is standard practice to move Congress toward a conference and final passage of legislation.

Instead, what the House did was wait until last week to send the Senate a "blue slip" returning S. 254 to the Senate on the ground that it contains what they consider a "revenue provision" that did not originate in the House. The provision they point to is the amendment to S. 254 that would amend the federal criminal code to ban the import of high capacity ammunition clips. Whatever the merits of that particular provision—and I will simply say that I did not support it—it appeared to me that the House had resorted to a procedural technicality to avoid a conference on juvenile justice legislation.

Two weeks ago, Republican leaders of the House and Senate were talking about appointing conferees by the end of that week. Instead, they took no action to move us toward a House-Senate conference but, instead, were moving us away from one. By propounding the unanimous consent last week, I was trying on behalf of congressional Democrats, to break the logjam. The unanimous consent would have cured the procedural technicality and would have resulted in the Senate requesting a conference and appointing conferees without further delay.

While I regret that Republican objection was made to my request last Wednesday, I note that it was reproposed by the Majority Leader the next day. I thank the Majority Leader for that. Unfortunately, even then, objection was made and the process is being extended from literally seconds

into days and possibly weeks before we can conference this important matter.

Today, the Senate takes the first step outlined in my unanimous request, proceeding to take up the House-passed bill. Senators can cooperate in taking the additional steps outlined in my consent request to get to a conference and the Senate could proceed to appoint its conferees and request a conference without further delay, today. Alternatively, Senators can exercise their procedural rights to obstruct each step of the way and require a series of cloture petitions and votes. I hope that in the interests of school safety and enacting the many worthwhile programs in the Hatch-Leahy juvenile justice bill, they will begin to cooperate. The delay is costing us valuable time to get this juvenile justice legislation enacted before school resumes this fall. This is just plain wrong.

I spoke to the Senate before the July 4th recess about the need to press forward without delay on this bill. I contrasted the inaction on the juvenile justice bill with the swift movement on providing special legal protections to certain business interests. In just a few months, big business successfully lobbied for the passage of legislation to protection themselves against any accountability for actions or losses their products may cause to consumers. By contrast, some are dragging their feet and now actively obstructing the House and Senate from moving to appoint conferees on the juvenile justice bill that can make a difference in the lives of our children and families.

New programs and protections for school children could be in place when school resumes this fall. All of us—whether we are parents, grandparents, teachers, or policy makers are puzzling over the causes of kids turning violent in our country. The root causes are likely multifaceted. Nevertheless, the Hatch-Leahy juvenile justice bill is a firm and significant step in the right direction. The passage of this bill shows that when this body rolls up its sleeves and gets to work, we can make significant progress. But that progress will amount to naught if the House and Senate do not conference and proceed to final passage on a good bill.

Every parent, teacher and student in this country is concerned this summer about school violence over the last two years and worried about the situation they will confront this fall. Each one of us wants to do something to stop this violence. There is no single cause and no single legislative solution that will cure the ill of youth violence in our schools or in our streets. But we have an opportunity before us to do our part. It is unfortunate that the Senate is not moving full speed ahead to seize this opportunity to act on balanced, effective juvenile justice legislation.

I want to be assured that after the hard work we all put into crafting a

good juvenile justice bill, that we can go to a House-Senate conference that is fair, full, and productive. We have worked too hard in the Senate for a strong bipartisan juvenile justice bill to simply shrug our shoulders when the House returns a juvenile justice bill rather than proceeding to a conference and a narrow minority in the Senate would rather we do nothing. I will be vigilant in working to maintain this bipartisanship and to press for action on this important legislation.

MORNING BUSINESS

Mr. LOTT. Mr. President, I now ask unanimous consent that there be a period for morning business, with Members able to speak for up to 10 minutes each.

The PRESIDING OFFICER. Without objection, it is so ordered.

ORDER OF PROCEDURE

Mr. LOTT. Mr. President, I will announce that it is the intent of the majority leader to go to the Interior appropriations bill tomorrow morning. There are some procedures we are having to work through. I hope that can be accomplished overnight and we will be able to move to the Interior appropriations bill soon after morning business as possible on Tuesday. I yield the floor.

The PRESIDING OFFICER. The Senator from Louisiana.

Ms. LANDRIEU. I thank the Chair.

(The remarks of Ms. LANDRIEU and Mr. AKAKA pertaining to the introduction of S. 1434 are located in today's RECORD under "Statements on Introduced Bills and Joint Resolutions.")

Ms. LANDRIEU. Mr. President, I yield back the remainder of my time.

Mr. CONRAD addressed the Chair.

The PRESIDING OFFICER. The Senator from North Dakota.

(The remarks of Mr. CONRAD pertaining to the introduction of S. 1436 are located in today's RECORD under "Statements on Introduced Bills and Joint Resolutions.")

TRIBUTE TO MAJ. GEN. PAUL V. HESTER, USAF

Mr. LOTT. Mr. President, I would like to take a moment today to recognize one of the finest officers in the United States Air Force, Major General Paul V. Hester. On July 30th, General Hester will leave his current job as Director of the Air Force Office of Legislative Liaison to take over the important posts of Commander, United States Forces, Japan; Commander, 5th Air Force; and Commander, United States Air Forces, Japan. During his time here in Washington—particularly with regard to his work on Capitol Hill—General Hester personified the

Air Force core values of integrity, selfless service and excellence in all things. Many Senators and Staff enjoyed the opportunity to interact with him on a variety of important issues and came to appreciate his many talents. Today it is my privilege to recognize some of Paul's many accomplishments since he entered the military 27 years ago, and to commend the superb service he provided the Air Force, the Congress and our Nation.

Paul Hester entered the Air Force through the Reserve Officer Training Corps from my alma mater, the University of Mississippi. While at "Ole Miss", he completed both bachelor's and master's degrees in Business Administration. He earned his pilot wings in December of 1971 at Columbus Air Force Base, Mississippi and was then assigned to Davis-Monthan Air Force Base, Arizona, where he flew the A-7D Corsair. A short time later, he was deployed to Southeast Asia where he distinguished himself flying combat missions and earned five Air Medals for outstanding airmanship and courage. Over his career, General Hester demonstrated his skill in other fighter aircraft, including the F-4, F-15 and F-16, and logged more than 2,600 hours of flying time.

General Hester's exceptional leadership skills were always evident to his superiors and he repeatedly proved himself in numerous select command positions. While stationed at Langley Air Force Base, Virginia, he served as the commander of the 94th Fighter Squadron, Captain Eddie Rickenbacker's famed "Hat in the Ring Gang." He was also the first Commander of the 18th Operations Group, Kadena Air Base, Japan; Commander of the 35th Fighter Wing at Misawa Air Base, Japan, and prior to his assignment here in Washington, Commander of the 53rd Wing, Eglin Air Force Base, Florida. At each and every one of these important posts, Paul Hester inspired the airmen under his command to achieve their best, and ensured our forces were sharpened and ready to undertake our warfighting commitments.

Paul Hester also excelled in a variety of key staff billets. He served in the Air Force Directorate of Plans at the Pentagon, and he was a member of the Commanders' Action Group, Headquarters Tactical Air Command, Langley Air Force Base, Virginia. He experienced joint duty as both the J-5 Division Chief to the Joint Staff and as the Joint Chiefs of Staff representative to the Organization for Security and Cooperation in Europe, Vienna, Austria. As a Lieutenant Colonel, he was selected as the Chief of the Air Force's Legislative Liaison Office to the U.S. House of Representatives. His performance in that important position is the reason he was brought back as a Major General to lead the entire legislative directorate for the Secretary of the Air Force.